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**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

U.S. DISTRICT COURT
DISTRICT OF MASS.

DAVID P. FONTAINE
Plaintiff,

NO. 04-30080-MAP

v.

U.S. INTERNAL REVENUE SERVICE,
COMMISSIONER OF IRS,
IRS EMPLOYEES-SHEILA O'BRIEN,
LYNN WALSH, JANE B. FINNEGAN,
LARRY LEDER, AND DENNIS PARIZEK,
STATE OF CONNECTICUT, CONNECTICUT
DEPARTMENT OF REVENUE SERVICES,
CDORS COMMISSIONER, GOVERNOR
JOHN ROWLAND, CONNECTICUT
COMMISSIONER GENE GAVIN,
STATE OF MASSACHUSETTS,
MASSACHUSETTS DEPARTMENT OF
REVENUE, MASSACHUSETTS
COMMISSIONER OF REVENUE
Defendants.

MAY 14, 2004

**AFFIDAVIT OF WILLIAM J. PRENSKY IN SUPPORT OF MOTION
FOR LEAVE TO APPEAR IN THIS ACTION PRO HAC VICE**

STATE OF CONNECTICUT)
) ss. Hartford, Connecticut
COUNTY OF HARTFORD)

1. I am an Assistant Attorney General of the State of Connecticut, 55 Elm Street, Hartford, Connecticut 06106.

2. On April 16, 1974, I was admitted to practice before all of the courts of the State of Connecticut. On November 10, 1975, I was admitted to practice before the



State of Connecticut
Supreme Court

I, Michele T. Angers, Chief Clerk of the Supreme Court of the State of Connecticut and keeper of the Seal thereof,

Do hereby certify that, in the Superior Court at _____ *New Haven* _____,
on the _____ *sixteenth* _____, *day of* _____ *April* _____,
1974 _____,

William J. Prensky

of

West Hartford, CT

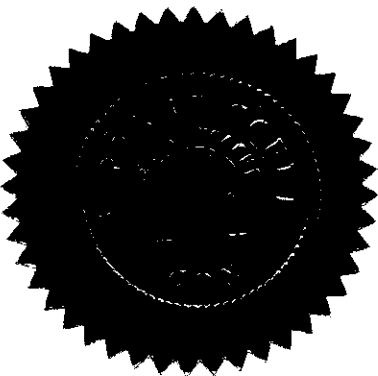
having been examined and found duly qualified, was sworn as an attorney and admitted to practice before all the courts of this state, that the person named above has been and is still a member in good standing of the Bar of this State.

In Testimony Whereof, I have hereunto set my hand and affix the Seal of the Supreme Court of the State of Connecticut, at Hartford, this _____ *thirteenth* _____ *day of*
May _____, *20* *04* _____.

Michele T. Angers

Michele T. Angers

Chief Clerk



**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

DAVID P. FONTAINE
Plaintiff,

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DEPARTMENT OF REVENUE SERVICES,
CDORS COMMISSIONER, GOVERNOR
JOHN ROWLAND, CONNECTICUT
COMMISSIONER GENE GAVIN,
STATE OF MASSACHUSETTS,
MASSACHUSETTS DEPARTMENT OF
REVENUE, MASSACHUSETTS
COMMISSIONER OF REVENUE
Defendants.

NO. 04-30080-MAP

MAY 14, 2004

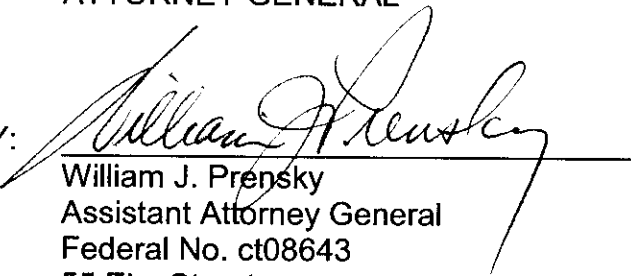
**APPLICATION FOR LEAVE TO APPEAR AND PRACTICE
IN THIS COURT IN THE ABOVE-CATPIONED ACTION**

The undersigned hereby respectfully moves pursuant to L.R. 83.5.3(b) to appear and practice in this Court for the limited purpose of representing and defending STATE OF CONNECTICUT, CONNECTICUT DEPARTMENT OF REVENUE SERVICES, CDORS COMMISSIONER, GOVERNOR JOHN ROWLAND, CONNECTICUT COMMISSIONER GENE GAVIN in the above-captioned action. In support of this

motion, the undersigned represents and certifies that (1) he is a member of the bar in good standing in every jurisdiction where he has been admitted to practice, to wit, all courts of the State of Connecticut, United States Supreme Court, United States District Court for Connecticut, United States Courts of Appeals for the Second Circuit and Third Circuit; (2) there are no disciplinary proceedings pending against him as a member of the bar in any jurisdiction; and (3) he is familiar with the Local Rules of the United States District Court for the District of Massachusetts. In further support of this application, Assistant Attorney General Heather J. Wilson has filed a motion to admit the undersigned to appear in the above-captioned matter pro hac vice.

RICHARD BLUMENTHAL
ATTORNEY GENERAL

BY:

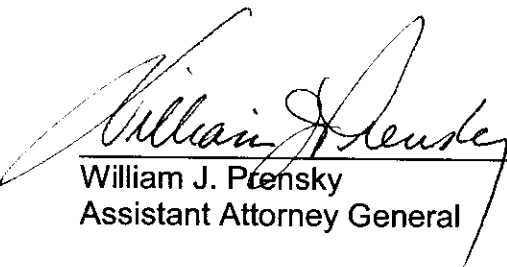


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E-mail: William.Prensky@po.state.ct.us

CERTIFICATION

I hereby certify that a copy of the foregoing was mailed in accordance with Rule 5(b) of the Federal Rules of Civil Procedure on this 14th day of May, 2004, first class postage prepaid to:

David P. Fontaine
68 Van Horn Street
West Springfield, MA 01089



William J. Pinsky
Assistant Attorney General